

APPENDIX E. STATE LAWS RESTRICTING THE PASSENGER USE OF LIGHT TRUCK CARGO AREAS

State/ Jurisdiction	Prohibited	Highway	Streets	Speed	Seat Restraints*	Penalty	Exceptions	Other Restrictions
Alabama No law								
Alaska 28.05.095	Under age 16					Infraction, \$15	If vehicle lacks safety belts	Seat belt law requires safety restraints for all occupants
Arkansas 27-35-104	All ages						Employee on duty; people riding within bodies of trucks in space intended for merchandise	
Arizona No law								
California Veh. 23116	All ages	X	X	15 mph	X	Class A infraction, \$15	Campers; farming; emergency situations; and parades	
Colorado RSA 42-4-201	All ages					Class A infraction, \$15	Truck bed is completely enclosed; sitting in the flat area; parades; and exhibitions	
Connecticut GSA 14-272a	Under age 16	X			X	Infraction	Farming vehicles; parades; and recreational hayrides between August and December	
Delaware No law								
Florida FSA 316.2015	All ages	X	X		X	Driver, \$60 moving violation; rider, \$30 fine	Sitting in the flat area; parades; and work- related activities	
Georgia OCGA 40-8-79	Under age 18	X				Mis- demeanor		
Hawaii RSA 291-14	All ages					\$25 non- moving violation	No seats available in the cab; truck bed is completely enclosed; parades; passengers do not attempt to control unlashed cargo; sitting on the flat area; and entities operating businesses that serve the public	Standing prohibited at all times while the vehicle is in operation
Idaho No law								
Illinois No law								
Indiana No law								
Iowa No law								
Kansas 8-1578a	Under age 14	X	X		X	\$10 fine	Employee on duty, officially authorized parades, caravan or exhibitions	

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Kentucky KRS 189.125 KRS 281.735 (Commercial vehicles)	All ages				X		Medical reasons, postal workers	
Louisiana LSA 32: 284c	Under age 12	X		15 mph			Parades and emergency response situations when the child is accompanied by an adult	
Maine §2088	Under age 19	X	X				Agricultural workers; parades; passengers secured by seat belts	
Maryland ACM 21-1121	Under age 16	X		25 mph			Truck bed is completely enclosed; work-related activities; and farming	
Massachusetts GLA 90-13	Under age 12			5 mph			Parades, "owner repair" or "farm" plates and engaged in farming activities	
Michigan 257.682b	Under age 18	X	X	15 mph		Civil infraction	Permitted parades; a vehicle operated in farming, construction or similar enterprises; military vehicle; emergency vehicle; search and rescue vehicle	
Minnesota 169.686	Under age 11				X	\$25	Vehicle driven in reverse; all seat belts taken; medical reasons; postal workers; pre-1965 vehicles; employee on duty required to alight and reenter vehicle at speeds under 25; postal workers	
Mississippi No law								
Missouri 304.665	Under age 18	X				Class C mis- demeanor	Enclosed cargo area; employee on duty; agricultural activities; authorized parade, caravan or exhibition; a vehicle with some means of securing person from being discharged; "special events;" person providing assistance or ensuring safety of those doing recreational activity; all cab seating taken in family-owned vehicle	
Montana No law								
Nebraska §60-6,267	Under age 18						Parades	

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Nevada NRS 484.473	Under age 18	X Counties more than 100,000				\$35 to \$100 mis- demeanor	Vehicle operated on roads of one lane in each direction; farming or ranching activities; authorized parade	
New Hampshire RSA 265:106 RSA 265:107	All ages						People enrolled in recreational and religious activities; and work-related transportation	Applies only to vehicles carrying passengers for free
New Hampshire RSA 265:107-a	Under age 18	X	X		X	\$25 for first offense, \$50 for second		This statute is called "Child Passenger Restraints Required"
New Jersey NJSA 39:4-69	All Ages						Employee engaged in the necessary discharge of a duty	Bans riding on portions of vehicle not intended for passengers.
New Mexico NMS 66-7-369	Under age 18	X	X		X			Covered under child passenger restraint law
New York V & T 1223 MV 1222	All ages; prohibits more than one-third of the occupants from standing in or on an "auto truck"						If trip is of five miles or less; truck bed has 3-foot-high side racks and a tailgate; and entities operating businesses that serve the public	If more than five people under age 18 are in the body of the truck, at least one adult must be present; this law applies only to trucks driving a distance in excess of five miles
North Carolina GS 20-135.2B	Under age 12					\$25 non- moving violation.	Presence of an adult; emergency situations; parades; farming; and unincorporated areas with less than 3,500 people	
North Dakota	Under age 17				X			Covered by seat belt law
Ohio ORC 4511.51	Under age 16			25 mph			Emergency situations; truck bed is completely enclosed; tailgate must be closed	
Oklahoma No law								
Oregon §811.205	Under age 18						Parades, employment, hunting and farm operations	
Pennsylvania 75 Pa. C.S.A. § 3719	Under age 18						Vehicle traveling more than 35 mph; if cargo area is enclosed; parades, hunting and farming	
Rhode Island 31.25.10	Under age 16				X	\$100 to \$500 fine		